

AN ORDINANCE 2006-05-04-0549

AUTHORIZING A TOTAL AMOUNT OF \$1,740,381.63, TO INCLUDE A \$1,637,000.00 CONSTRUCTION CONTRACT WITH CONSTRUCTORS & ASSOCIATES, INC. FOR REHABILITATION, REPAIRS, AMERICANS WITH DISABILITIES ACT MODIFICATIONS, PARKING ENHANCEMENTS, ENCLOSED RESTROOMS, DRINKING FOUNTAINS, WATER LINES, AND WATER TAP AND DOMED POSTS AT MCALLISTER PARK AND YOUTH SPORTS PRACTICE FIELDS LOCATED IN DISTRICT 9; AND APPROPRIATING FUNDS FROM 2003-2007 PARK BOND FUNDS.

* * * * *

WHEREAS, funds were approved in the 2003 Park Bond Issue for the McAllister Park Improvements and Youth Sports Practice Fields Project in City Council District 9; and

WHEREAS, the project provides for improvements in McAllister Park to include rehabilitation, repairs, and Americans with Disabilities Act (ADA) modifications to pavilions, playgrounds, trails, lighting, and other park facilities; and

WHEREAS, the project also provides for improvements to the youth sports practice fields to include parking enhancements, enclosed restrooms, drinking fountains, water lines, and tap and domed posts; and

WHEREAS, the construction bid was advertised at the end of January 2006 and the beginning of February 2006 in the Commercial Recorder, San Antonio Informer, and La Prensa De San Antonio; and

WHEREAS, four qualified bids were received and Constructors & Associates, Inc. was selected with a low bid of \$1,637,000.00; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The low qualified bid of \$1,637,000.00 from Constructors & Associates, Inc. for capital improvements as part of the McAllister Park Improvements and Youth Sport Practice Fields Project is hereby accepted. The City Manager, her designee or the Director of Public Works is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is attached hereto and incorporated herein for all purposes as Attachment I. All other bids will be deemed rejected upon the execution of a contract by the successful bidder and the

deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

Section 2. The amount of \$1,740,381.63 is appropriated in Fund 45804000, 2003 Park Bonds, WBS GO-00247-01-01-17 GL account 6102100 – Interfund Transfer Out. The amount of \$1,740,381.63 is authorized to be transferred to fund 45099000.

Section 3. The budget in fund 45099000, Project Definition 26-00158, McAllister Park Improvements, shall be revised by increasing WBS element 26-00158-90-02 Trf Fr GO-00247-01-01-17, GL account 6101100 – Interfund Transfer In, by the amount of \$1,058,951.63.

Section 4. The budget in fund 45099000, Project Definition 26-00303, Youth Sports Practice Fields, shall be revised by increasing WBS element 26-00303-90-02 Trf Fr GO-00247-01-01-17, GL account 6101100 – Interfund Transfer In, by the amount of \$681,430.00.

Section 5. The amount of \$989,931.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00158, McAllister Park Improvements, WBS element 26-00158-05-08 is authorized to be encumbered and made payable to Constructors & Associates, Inc. for construction expenses.

Section 6. The amount of \$647,369.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00303, Youth Sports Practice Fields, WBS element 26-00303-05-08 is authorized to be encumbered and made payable to Constructors & Associates, Inc. for construction expenses.

Section 7. The amount of \$2,300.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00158, McAllister Park Improvements, WBS element 26-00158-01-19-01 is authorized to be encumbered and made payable for architect contingency.

Section 8. The amount of \$1,000.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00158, McAllister Park Improvements, WBS element 26-00158-01-10 is authorized to be encumbered and made payable for printing and bid advertising.

Section 9. The amount of \$15,000.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00303, Youth Sports Practice Fields, WBS element 26-00303-01-19-01 is authorized to be encumbered and made payable for architect contingency.

Section 10. The amount of \$1,000.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00303, Youth Sports Practice Fields, WBS element 26-00303-01-10 is authorized to be encumbered and made payable for printing and bid advertising.

Section 11. The budget in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00303, Youth Sports Practice Fields, WBS element 26-00303-01-19-03 is authorized to be reduced by \$20,000.00.

Section 12. The amount of \$20,000.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00158, McAllister Park Improvements, WBS element 26-00158-05-08-01 is authorized to be encumbered and made payable for park materials.

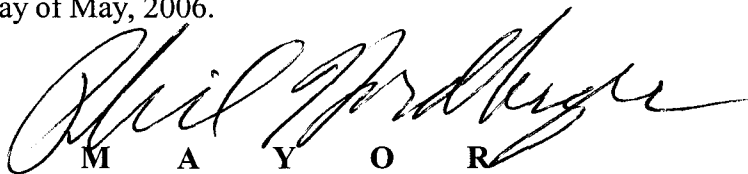
Section 13. The amount of \$46,020.63 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00158, McAllister Park Improvements, WBS element 26-00158-05-07 is authorized to be encumbered and made payable for construction contingency.

Section 14. The amount of \$38,061.00 is appropriated in Fund 45099000, General Obligation Capital Projects, Project Definition 26-00303, Youth Sports Practice Fields, WBS element 26-00303-5-07 is authorized to be encumbered and made payable for construction contingency.

Section 15. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

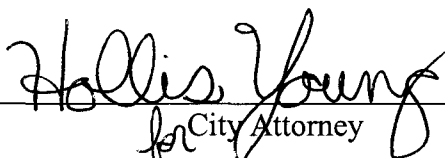
Section 16. This ordinance shall become effective on and after May 14, 2006.

PASSED AND APPROVED this 4th day of May, 2006.



PHIL HARDBERGER

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney

Agenda Voting Results

Name: 11.

Date: 05/04/06

Time: 11:02:14 AM

Vote Type: Multiple selection

Description: An Ordinance authorizing a total project amount of \$1,740,381.63, to include a \$1,637,000.00 construction contract with Constructors & Associates, Inc. for rehabilitation, repairs, ADA modifications, parking enhancements, enclosed restrooms, drinking fountains, water lines, and water tap and domed posts at McAllister Park and youth sports practice fields located in District 9; and appropriating funds from 2003-2007 Park Bond funds. [Presented by Malcolm Matthews, Director, Parks and Recreation; Frances A. Gonzalez, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8	Not present			
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR	Not present			

Attachment I

Section 00300
**BID FORM SUBMITTED TO THE
CITY OF SAN ANTONIO, TEXAS
FOR THE CONSTRUCTION OF**

McAllister Park Improvements

IN SAN ANTONIO, TEXAS

The undersigned, as Bidder, declares that the only person or parties interested in this bid as principals are those named herein; that this bid is made without collusion with any other person, firm, corporation; that Bidder has carefully examined the Project Manual and plans therein referred to, and has carefully examined the requirements of the proposed work; and agrees that the Bidder will provide all the necessary machinery, tools, apparatus, and other means of construction, and will do all the work and furnish all the materials called for in the Project Manual and plans in the manner prescribed therein and according to the requirements of the Director of Public Works as therein set forth.

It is understood and agreed that the work is to be completed in full on or before **Two-Hundred and Seventy (270)** calendar days.

Accompanying this Bid is a Bid Guaranty in the amount of five Percent (5%) percent of the greatest total amount of the Bid. Said Bid Guaranty, in the form of a Certified or Cashier's Check on a State or National Bank, or Bid Bond, is submitted as a guaranty of the good faith of the Bidder and that the Bidder will execute and enter into a written contract to do the work, if his bid is accepted. The Bidder by submitting this completed form hereby agrees that if he/she fails to execute the written contract and furnish satisfactory bond, within ten (10) calendar days after City Council award, the City of San Antonio shall, in any of such events, be entitled and is hereby given the right to retain said Bid Guaranty as liquidated damages. It is understood that the City of San Antonio reserves the right to reject any and all proposals whenever the City Council deems it in the interest of the City to do so, and also the right to waive any informalities in a bid.

In the event of the award of a contract to the undersigned, the undersigned will execute same on Construction Contract (General Form) and make bond for the full amount of the contract, to secure proper compliance with the terms and provisions of the contract, and to insure and guarantee the work until final completion and acceptance or the end of the guarantee period where so stipulated, and to guarantee payment of all lawful claims for labor performed and materials furnished in the fulfillment of the contract.

The work proposed to be done shall be accepted when fully completed and finished to the entire satisfaction of the Director of Public Works. The undersigned certifies all prices contained in this bid have been carefully checked and are submitted as correct and final.

06/04/04

00300 - 1

Bid Form

The Bidder by submitting this bid acknowledges that they have received
Addenda/Addendum number(s) 1 - 5

The Bidder is:

☐ A sole proprietorship;

☐ A partnership composed of _____

and _____

☒ A corporation chartered under the laws of the State of Texas, acting by its
officers pursuant to its by-laws or a resolution of its Board of Directors.

(Affix Corporate Seal here)

Constructors & Associates, Inc.

Official Business name

Mark Jones

Operations Mgr

By: _____

Type or print name/title of representative

Attest:

By: W. Jones 3/15/06
Signature Date

I. BASE BID

Cost for: McAllister Park Improvements (Insert Amount in Words and Numbers):

Subtotal: One Million Five Hundred Sixty One Thousand \$ 1,561,000.00

Cost for: McAllister Park Youth Sports Fields Parking Lot Portable Restroom Enclosure, Portable
Restroom Enclosure Slab, Drinking Fountain, Water Line, Tap and Domed Wood Posts (Insert
Amount in Words and Numbers):

Subtotal: Seventy Six Thousand \$ 76,000.00

Total Base Bid (Insert Amount in Words and Numbers):

One Million Six Hundred Thirty Seven Thousand \$ 1,637,000.00

II. Alternates

Amount of each Alternates (if applicable) insert in Numbers:

McAllister Park Improvements

1. Add to Base Bid Amount for all material, labor and equipment required to correct drainage
problem on Buckhorn Rd. at Leaping Fawn as identified and shown on plans.

Add to Base Bid \$ 17,494.00

2. Add to Base Bid Amount for all material, labor and equipment required to repair trails identified
on plan sheets LH7.2 and LH7.3 and all corresponding sheets.

Add to Base Bid \$ 27,461.00

06/04/04

00300 - 2

Bid Form

3. Add to Base Bid Amount for all material, labor and equipment required to repair trail identified on plan sheet LH7.1 and all corresponding sheets.

Add to Base Bid \$ 11,222.00

4. Add to Base Bid Amount for all material, labor and equipment required to install 3 additional drinking fountains to include Water line and Tap as shown on plans (drinking fountains to be provided by Parks & Recreation Dept.).

Add to Base Bid \$ 13,475.00

5. Add to Base Bid Amount for all material, labor and equipment required to pave existing gravel parking at Al Becken Pavilion as shown on plans.

Add to Base Bid \$ 12,933.00

6. Add to Base Bid Amount for all material, labor and equipment required to provide additional lighting (as identified on plans as Additive Alternate) at the Turkey Roost Pavilion and at the proposed Optimist Parking.

Add to Base Bid \$ 30,107.00

7. Add to Base Bid Amount for all material, labor and equipment required to provide 3 picnic pads at Optimist Park to include picnic table, trash receptacle and Barbeque Pitt (as identified on plans as Additive Alternate).

Add to Base Bid \$ 11,425.00

Mc Allister Park Youth Sports Fields

1. Add to Base Bid Amount for McAllister Park Youth Sports Fields Parking Lot second Portable Restroom Enclosure, second slab for enclosure, second Drinking Fountain, second Water Line and Tap. Deduct cost of pugmill trail where parking overlaps.

Add to Base Bid \$ 846
73,022.00 60,552.00

06/04/04

00300 - 3

Bid Form

Constructors & Associates, Inc.

(210) 541-0651

Official Name of Company (legal)

Telephone No.

10100 Reunion Place, Ste 120

(210) 541-0656

Address

Fax No.

San Antonio, Texas 78216

mark.jones@constructors.com

City, State and Zip Code

E-mail Address

06/04/04

00300 - 4

Bid Form

Proposal Form Attachment

Certification of Non-Collusion

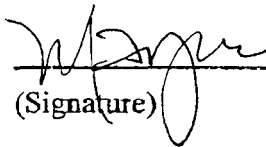
"The undersigned affirms that they are duly authorized to execute the proposed contract, that this company, corporation, firm, partnership or individual has not prepared this Bid in collusion with any other Bidder, and that the contents of this Bid as to prices, terms or conditions of said Bid have not been communicated by the undersigned nor by any employee or agent to any other person engaged in this type of business prior to the official opening of this Bid.

By: Mark Jones

(Print or Type Name)

Operations Manager

(Print or Type Title/Position with Business)


(Signature)

March 15, 2006

(Date)

End of Section 00300

06/04/04

00300 - 5

Bid Form